

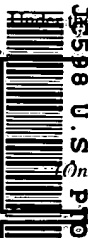
Please type a plus sign (+) inside this box

PTO/SB/05 (2/98)

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

11/30/98



**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	06854.0002-US01
First Named Inventor or Application Identifier	BENNEKER, et al.
Title	4-PHENYLPYPERIDINE COMPOUNDS
Express Mail Label No.	

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ *Fee Transmittal Form (Form PTO-1082)
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 17]
(preferred arrangement set forth below)
- Descriptive title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to Microfiche Appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claims
 - Abstract of the Disclosure
3. ☐ Drawing(s) (35 USC 113) [Total Sheets]
4. ☐ Oath or Declaration [Total Pages 3]
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
- i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named
in the prior application, see 37 CFR 1.63(d)(2) and
1.33(b).
5. ☒ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy
of the oath or declaration is supplied under Box 4b, is considered
as being part of the disclosure of the accompanying application
and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above
copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))
9. ☒ 37 CFR 3.73(b) Statement ☒ Power of
(when there is an assignee) Attorney
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503) (Two)
(should be specifically itemized)
14. ☐ *Small Entity ☐ Statement filed in
Statement(s) prior application,
Status still proper
and desired
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Other:

*NOTE FOR ITEMS 1 & 14: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY
FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF
ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

- ☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No: 08/872,023
- Prior Application Information: Examiner: C. Chang Group/Art Unit: 1612

18. CORRESPONDENCE ADDRESS

- ☐ Customer Number or Bar Code Label or ☒ Correspondence address below
(Insert Customer No. or Attach bar code label here)

NAME	HOWREY & SIMON				
ADDRESS	Box No. 34				
	1299 Pennsylvania Avenue, N.W.				
CITY	Washington	STATE	DC	ZIP CODE	20004-2402
COUNTRY	US	TELEPHONE	202-783-0800	FAX	202-383-7195
Name (Print/Type)	Mark R. Buscher		Registration No. (Attorney/Agent)	35,006	
Signature			Date	November 30, 1998	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

HOWREY & SIMON
Box No. 34
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2402
(202) 783-0800

Attorney Docket No. 06854.0002-US01

ASSISTANT COMMISSIONER FOR PATENTS
 Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of
 Inventors: BENNEKER, et al.
 For: 4-PHENYLPYPERIDINE COMPOUNDS

Enclosed are:

XX 17 pages of description prior to the claims;
XX 5 pages of claims (24 claims);
XX 1 page of reference;
XX 1 page of abstract;
XX Copy of the executed inventors' Declaration from prior application no. 08/872,023;
XX Information Disclosure Statement

The filing fee has been calculated as shown below:

	(Col. 1)	(Col. 2)
FOR	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	24-20 =	4
INDEP. CLAIMS	2-3 =	0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED		

*If the difference in Col. 1 is less than zero, enter "0" in Col. 2

SMALL ENTITY	
RATE	FEE
	\$ 395.00
x 11 =	
x 41 =	
+ 135 =	
TOTAL	

OTHER THAN A SMALL ENTITY	
RATE	FEE
	\$ 760.00
x 22 =	72.00
x 82 =	
+ 260 =	260.00
TOTAL	\$1,092.00

Please charge my Deposit Account No. 08-3038 in the amount of \$_____. A duplicate copy of this sheet is attached.

xx A check in the amount of \$1,092.00 to cover the application fee is enclosed.

xx The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 08-3038. A duplicate copy of this sheet is attached.

xx Any additional filing fees required under 37 CFR 1.16.

xx Any patent application processing fees under 37 CFR 1.17.

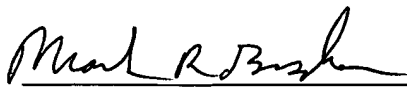
The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 08-3038. A duplicate copy of this sheet is enclosed.

— Any patent application processing fees under 37 CFR 1.17

— The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

— Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Date November 30, 1998


 Mark R. Buscher (Reg. No. 35,006)

11/30/98
JC598 U.S. PTO

November 30, 1998

Box Patent Application

Assistant Commissioner for Patents
Washington, D.C. 20231

JC540 U.S. PTO
09/200743
11/30/98

Re: New U.S. Non-Provisional Utility Patent Application
Appl. No. (to be assigned); Filed: (herewith)
Divisional of U.S. Appl. No. 08/872,023, filed June 10, 1997:
For: 4-PHENYLPYPERIDINE COMPOUNDS
Inventors: FRANCISCUS BERNARDUS G. BENNEKER, FRANS VAN
DALEN, JACOBUS MARIA LEMMENS, THEODORUS
HENDRICUS A. PETERS, FRANTISEK PICHA
Our Ref: 06854.0002-US01

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a **divisional** application of prior Appl. No. 08/872,023, consisting of the following documents:

1. Utility Patent Application Transmittal Form PTO/SB/05;
2. Form PTO-1082;
3. U.S. Utility Patent Application, entitled: 4-Phenylpyperidine Compounds
and naming as inventor(s): FRANCISCUS BERNARDUS G. BENNEKER,
FRANS VAN DALEN, JACOBUS MARIA
LEMMENS, THEODORUS HENDRICUS A.
PETERS, and FRANTISEK PICHA

the application comprising:

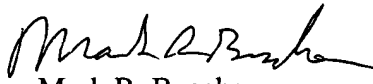
- a. The specification containing:
 - (i) 17 pages of description prior to the claims;
 - (ii) 5 pages of claims (24 claims);
 - (iii) 1 page of reference;

- (iv) a one (1) page abstract;
- b. Copy of the executed inventors' Declaration and Power of Attorney from prior application no. 08/872,023 and copy of Revocation and Appointment of New Attorneys from prior application no. 08/872,023;
- 4. An Information Disclosure Statement (IDS);
- 5. Preliminary Amendment
Please amend the first page of the specification by inserting before the first line of text: --This application is a divisional of prior co-pending application Serial No. 08/872,023, filed June 10, 1997, the entire contents of which are incorporated herein by reference.--
- 6. Two (2) return post cards; and
- 7. Our Check No. 302110 for \$1,092.00 to cover:
 - \$ 760.00 Filing fee for patent application
 - \$ 72.00 Fee for excess claims
 - \$ 260.00 Multiple dependent claims.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038. A duplicate copy of this letter is enclosed.

Respectfully submitted,


Mark R. Buscher
Reg. No. 35,006

Enclosures